case 4:17-cv-40011-TSH Document 55 Filed 03/22/18 Page 1 of 6 $The\ Commonwealth\ of\ Massachusetts$

Department of Revenue

Resolution Division - Litigation Bureau

100 Cambridge Street, 7th Floor P.O. Box 9565 Boston, MA 02114-9565

CHRISTOPHER C.
HARDING
COMMISSIONER

KEVIN W. BROWN GENERAL COUNSEL

March 22, 2018

Mr. Robert M. Farrell, Clerk United States District Court John Joseph Moakley U.S. Courthouse One Courthouse Way, Suite 2300 Boston, Massachusetts 02210

Re: <u>United States of America v. David L. Toppin, et al.</u>

United States District Court Civil Action No. 4:17-CV-40011-TSH

Dear Mr. Farrell:

Enclosed please find the Commonwealth of Massachusetts Commissioner of Revenue's Initial Disclosures pursuant to Rule 26(a) (1) of the Federal Rules of Civil Procedure and Local Rule 26.2(A) along with the Certificate of Service for filing in the above-entitled action.

Thank you for your assistance.

Sincerely,

/s/ Eileen Ryan McAuliffe

Eileen Ryan McAuliffe BBO No. 435260 Counsel to the Commissioner (617) 626-3217

ERM/521594

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS CENTRAL DIVISION

UNITED STATES OF AMERICA,) Case No. 4:17-CV-40011-TSH
Plaintiff)
v.)
DAVID L. TOPPIN,)
JENNIFER TOPPIN,)
DEUTSCHE BANK NATIONAL TRUST)
COMPANY, as Trustee for RESIDENTIAL)
ASSET SECURITIZATION TRUST Series)
2013-A14, MORTGAGE PASS-THROUGH)
CERTIFICATES Series 2003-N,)
UPS CAPITAL BUSINESS CREDIT f/k/a)
FIRST INTERNATIONAL BANK,)
COMMONWEALTH OF MASSACHUSETTS,)
TOWN OF HOLDEN,)
TOWN OF AMHERST, and	
TOWN OF GARDNER)
Defendants)
)

COMMONWEALTH OF MASSACHUSETTS COMMISSIONER OF REVENUE'S <u>INITIAL DISCLOSURES</u>

The defendant, the Massachusetts Commissioner of Revenue, makes the following initial disclosures as required by Rule 26(a)(1) of the Federal Rules of Civil Procedure and Local Rule 26.2(A).

A. <u>Individuals Likely To Have Discoverable Information</u>

David L. Toppin 465 Salisbury Street Holden, Massachusetts 01520

<u>Individual(s)</u> from <u>United States of America</u>: Have yet to be identified.

Individual(s) For the Defendant, Jennifer Toppin: Have yet to be identified

Individual(s) For the Defendant: Deutsche Bank National Trust Company, As Trustee for Residential Asset Securitization Trust Series 2013-A14, Mortgage Pass-Through Certificates Series 2003-N: Have yet to be identified

Individual(s) For the Defendant: UPS Capital Business Credit f/k/a First International Bank: Have yet to be identified

Individual(s) For the Defendant: Town of Holden: Have yet to be identified

Individual(s) For the Defendant: Town of Amherst: Have yet to be identified

Individual(s) For the Defendant: Town of Gardner: Have yet to be identified

Individual(s) for the Defendant: Massachusetts Department of Revenue

An Administrative Agency of the Commonwealth of Massachusetts:
Joseph T. McDougall, Jr, Deputy Chief of the
Collections Bureau

Massachusetts Department of Revenue

Mass. Information and Technology Center
200 Arlington Street

Chelsea, Massachusetts 02204

(617) 887-6542

B. Description of Documents

Copies of documents in the Commonwealth of Massachusetts Department of Revenue's administrative files relating to the Defendant, David L. Toppin.

- C. <u>Damages</u> Not applicable.
- D. <u>Insurance Agreement</u> Not applicable.

CHRISTOPHER C. HARDING COMMISSIONER OF REVENUE By his attorney,

I hereby certify that a true copy of the above document was served upon the attorney of record for each party and each party pro se by mail on March 22, 2018.

DATED: March 22, 2018 ERM/521594

/s/ Eileen Ryan McAuliffe
Eileen Ryan McAuliffe
BBO No.435260
Counsel for the Commissioner
Department of Revenue
Litigation Bureau, 7th Floor
P.O. Box 9565
100 Cambridge Street
Boston, Massachusetts 02114-9565
mcauliffe@dor.state.ma.us

CERTIFICATE OF SERVICE

I, Eileen McAuliffe, certify that I have served a copy of the within Commonwealth of Massachusetts Commissioner of Revenue's Initial Disclosures Pursuant to Rule 26(a) (1) of the Federal Rules of Civil Procedure and Local Rule 26.2(A) by first-class mail, postage prepaid, upon:

Attorney Steven Tennyson Trial Attorney, Tax Division U.S. Department of Justice P.O. Box 55 Ben Franklin Station Washington, D.C. 20044

Attorney Michael P. Lobie Trial Attorney, Tax Division U.S. Department of Justice P.O. Box 55 Ben Franklin Station Washington, D.C. 20044

Attorney Jeffrey Nunez Trial Attorney, Tax Division U.S. Department of Justice P.O. Box 55 Ben Franklin Station Washington, D.C. 20044

David L. Toppin 465 Salisbury Street Holden, Massachusetts 01520

Attorney Eric J. Rietveld McMahon & Associates 15th Floor 1 Financial Center Boston, Massachusetts 02111

Attorney Krystle S. Guillory Tadesse Locke Lord, LLP 2800 Financial Plaza Providence, Rhode Island, 02903 Attorney Justin Pierce Orland, PC 465 Waverly Oaks Road Suite 401 Waltham, Massachusetts 02452

Attorney Lauren A. Solar Bartlett Hackett Feinberg P.C. 155 Federal Street 9th Floor Boston, Massachusetts 02110

Attorney Patricia Davidson Mirick, O'Connell, DeMalllie& Lougee 100 Front Street Worcester, Massachusetts 01608

Attorney Joel Baird KP Law, P.C. 31 Saint James Avenue Boston, Massachusetts 02116

Attorney Deborah I. Ecker KP Law, P.C. 101 Arch Street, 11th Floor Boston, Massachusetts 02110

Attorney John Martin Flick Flick Law Group, P.C. 144 Central Street Suite 201 Gardner, Massachusetts 01440

> /s/ Eileen Ryan McAuliffe Eileen Ryan McAuliffe

Dated: March 22, 2018 ERM/521594